

Attorney Docket No.: _____

COMBINED DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor(s), I (we) hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

LITHIUM RECHARGEABLE BATTERY

_____, the specification of which

(check one) _____ is attached hereto.

_____ was filed on _____ as
United States Application No. _____

_____ PCT International Patent Application No. _____
filed on _____

and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			Priority Claimed	
<u>JP2002-223862</u> (Number)	<u>Japan</u> (Country)	<u>31 July, 2002</u> (Day/Month/Year Filed)	<u>X</u> Yes	____ No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	____ Yes	____ No
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	____ Yes	____ No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

_____ (Appln. Serial No.)	_____ (Filing Date)	_____ (Status-patented, pending, abandoned)
_____ (Appln. Serial No.)	_____ (Filing Date)	_____ (Status-patented, pending, abandoned)

I hereby appoint as my attorneys, with full power of substitution and revocation, to prosecute the patent application identified above and to transact all business in the U.S. Patent and Trademark Office connected therewith: Edward A. Becker, Reg. No. 37,777; Stephen A. Becker, Reg. No. 26,527; Marcel K. Bingham, Reg. No. 42,327; John G. Bisbikis, Reg. No. 37,095; Daniel Bucca, Reg. No. 42,368; Kenneth L. Cage, Reg. No. 26,151; Stephen C. Carlson, Reg. No. 39,929; Tom A. Corrado, Reg. No. 42,439; Paul Devinsky, Reg. No. 28,553; Laura A. Donnelly, Reg. No. 38,435; Margaret M. Duncan, Reg. No. 30,879; Brian E. Ferguson, Reg. No. 36,801; Michael F. Fogarty, Reg. No. 36,139; Willem F. Gadiano, Reg. No. 37,136; Keith E. George, Reg. No. 34,111; John A. Hankins, Reg. No. 32,029; Brian D. Hickman, Reg. No. 35,894; Eric J. Kraus, Reg. No. 36,190; Patrick B. Law, Reg. No. 41,549; Robert E. LeBlanc, Reg. No. 17,219; Jack Q. Lever, Reg. No. 28,149; Raphael V. Lupo, Reg. No. 28,363; Christine F. Martin, Reg. No. 39,762; Michael A. Messina, Reg. No. 33,424; Eugene J. Molinelli, Reg. No. 42,901; Christopher J. Palermo, Reg. No. 42,056; Joseph H. Paquin, Jr., Reg. No. 31,647; Robert L. Price, Reg. No. 22,685; Gene Z. Robinson, Reg. No. 33,351; Joy Ann G. Serauskas, Reg. No. 27,952; David A. Spenard, Reg. No. 37,449; Arthur J. Steiner, Reg. No. 26,106; David L. Stewart, Reg. No. 37,578; Michael D. Switzer, Reg. No. 39,552; Leonid D. Thenor, Reg. No. 39,397; Keith J. Townsend, Reg. No. 40,358; Aaron Weisstuch, Reg. No. P41,557; Edward J. Wise, Reg. No. 34,523; Alexander V. Yampolsky, Reg. No. 36,324; and Robert W. Zelnick, Reg. No. 36,976 all of

Please address all correspondence and telephone calls to:

MCDERMOTT, WILL & EMERY
600 13th Street, N.W.
WASHINGTON, D.C. 20005-3096
Telephone: 202-756-8000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Fumio KATO

Inventor's signature Fumio Kato Date June 25, 2003

Residence Kadoma-shi, Osaka Japan Citizenship Japanese

Post Office Address 30-5-5, Honmachi, Kadoma-shi, Osaka 571-0046 Japan

Full name of second inventor Takafumi OURA

Inventor's signature Takafumi Oura Date June, 25, 2003

Residence Shijonawate-shi, Osaka Japan Citizenship Japanese

Post Office Address Room 703, Melody-haimu Shijonawate, 176-3, Oaza-nakano, Shijonawate-shi,
Osaka 575-0053 Japan

Full name of third inventor Yusuke FUKUMOTO

Inventor's signature Yusuke Fukumoto Date June, 25, 2003

Residence Moriguchi-shi, Osaka Japan Citizenship Japanese

Post Office Address 1-3-502, Obacho 1-chome, Moriguchi-shi, Osaka 570-0009 Japan

Full name of fourth inventor Norihiro YAMAMOTO

Inventor's signature Norihiro Yamamoto Date June, 25, 2003

Residence Katano-shi, Osaka Japan Citizenship Japanese

Post Office Address 5-405, Myokenzaka 5-chome, Katano-shi, Osaka 576-0021 Japan

Full name of fifth inventor Shozo FUJIWARA

Inventor's signature Shozo Fujiwara Date June, 30, 2003

Residence Neyagawa-shi, Osaka Japan Citizenship Japanese

Post Office Address 11-2, Higashikoriencho, Neyagawa-shi, Osaka 572-0081 Japan

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
Fumio KATO, et al. :
Serial No.: : Group Art Unit:
Filed: July 17, 2003 : Examiner:
For: LITHIUM RECHARGEABLE BATTERY

ASSOCIATE POWER OF ATTORNEY

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned Principal Attorney of record hereby appoints the following Attorneys as his Associates with regard to the above-identified application: Steven W. Allis, Reg. No. 50,532; Stephen A. Becker, Reg. No. 26,527; John G. Bisbikis, Reg. No. 37,095; Daniel Bucca, Reg. No. 42,368; Kenneth L. Cage, Reg. No. 26,151; Jennifer Chen, Reg. No. 42,404; Bernard P. Codd, Reg. No. 46,429; Lawrence T. Cullen, Reg. No. 44,489; Paul Devinsky, Reg. No. 28,553; Margaret M. Duncan, Reg. No. 30,879; Shamita De. Etienne-Cummings, Reg. No. 46,072; Ramyar M. Farid, Reg. No. 46,692; Brian E. Ferguson, Reg. No. 36,801; Michael E. Fogarty, Reg. No. 36,139; John R. Fuisz, Reg. No. 37,327; Keith E. George, Reg. No. 34,111; John A. Hankins, Reg. No. 32,029; Eric J. Kraus, Reg. No. 36,190; Catherine Krupka, Reg. No. 46,227; Jack Q. Lever, Reg. No. 28,149; Raphael V. Lupo, Reg. No. 28,363; Burman Y. Mathis III, Reg. No. 44,907; Michael A. Messina, Reg. No. 33,424; Dawn L. Palmer, Reg. No. 41,238; Joseph H. Paquin, Jr., Reg. No. 31,647; Scott D. Paul, Reg. No. 42,984; William D. Pegg, Reg. No. 42,988; Robert L. Price, Reg. No. 22,685; Gene Z. Robinson, Reg. No. 33,351; Brian K. Seidleck, Reg. No. 51,321; Joy Ann G. Serauskas, Reg. No. 27,952; Jiri F. Smetana, Reg. No. 52,456; David A. Spenard, Reg. No. 37,449; Arthur J. Steiner, Reg. No. 26,106; Michael D. Switzer, Reg. No. 39,552; David M. Tennant, Reg. No. 48,362; Judith L. Toffenetti, Reg. No. 39,048; Daniel S. Trainor, Reg. No. 43,959; Shival P. Virmani, Reg. No. 45,032; Kelli N. Watson, Reg. No. 47,170; Cameron K. Weiffenbach, Reg. No. 44,488; Aaron Weisstuch, Reg. No. 41,557; Edward

Serial No.:

J. Wise, Reg. No. 34,523; Jeffrey A. Woller, Reg. No. 48,041; Alexander V. Yampolsky, Reg. No. 36,324; Robert W. Zelnick, Reg. No. 36,976; and Wei-Chen Chen, admitted under 37 CFR 10.9(b) all of

McDERMOTT, WILL & EMERY
600 13th Street, N.W.
Washington, DC 20005-3096

Please continue to address all communications to the undersigned.

July 17, 2003

By 

Michael E. Fogarty
Registration No. 36,139
Attorney for Applicant